

REMARKS

Claims 40-42, 44-47, and 49-52 have been rejected under 35 U.S.C. §112 for indefiniteness. The reference to Morrison & Laignelet has been removed from claims 40, 44, and 49, overcoming the rejection. Applicants submit that this amendment does not change the scope of the claim.

Claims 1-8, 12-21, 26-35, 40-42, 44-47, 49-52, 54, 71, and 74 have been rejected under 35 U.S.C. §102(b) as being anticipated by Ahmed (Carbohydrate Polymers 31:99-103 (1996)).

Claims 1-8, 12-21, 26-35, 40-42, 44-47, 49-52, 54, 71, 74-75, and 80 have been rejected 35 U.S.C. §102(b) as being anticipated by Wurzburg (US 4,428,972).


Claims 1-8, 12-21, 26-35, 40-42, 44-47, 49-52, 54, 71, 74-75, and 80 have been rejected 35 U.S.C. §102(b) as being anticipated by Yasui.

Applicants respectfully traverse the above rejections. The claims of the present invention are directed to a "potato starch which, when in native form extracted from a potato..." [emphasis added]. Ahmed teaches a quinoa starch, Wurzburg a maize (corn) starch, and Yasui a wheat starch. None teach a potato starch as claimed. It is well known in the art that potato starches are not freeze-thaw stable and thus a freeze thaw stable potato starch is novel. Thus, it is clear that none of the references cited anticipate the present patent.

In view of the foregoing, Applicant respectfully submits that the Application is in condition for allowance and requests early action thereon.

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